PATENT 01-10257-DIV

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PATENT TRADEMARK OFFIC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

O'BRIEN et al.

A'A

Serial Number:

10/073,775

Examiner:

Not Yet Assigned

Filed:

Feb. 11, 2002

Art Unit:

2155

Sonfirmation No.:

4117

SHARED INTERNET STORAGE RESOURCE, USER INTERFACE SYSTEM, AND METHOD

BOX MISSING PARTS Commissioner for Patents Washington, D.C. 20231

COPY OF PAPERS ORIGINALLY FILED

RESPONSE TO NOTICE OF INCOMPLETE REPLY DATED 05/06/2002

Dear Sir:

Responsive to the Notice Of Incomplete Reply dated May 6, 2002, Applicant Assignee Xdrive Technologies, Inc. has enclosed revised drawings that are believed to meet the indicated criteria in the Notice, namely 37 C.F.R. § 1.84(o).

Applicant Assignee hereby draws the Commissioner's attention to the fact that the drawings initially filed in the instant application are identical to those in U.S. Patent No. 6,351,776 B1 issued to O'Brien et al. on February 26, 2002 for a Shared Internet Storage Resource, User Interface System, and Method and assigned to Applicant Assignee.

No indication in either the Notice of Incomplete Reply or the prior Notice of Missing Parts was given with regard to what text was considered excessive. In light of the other drawing requirements set forth in the related Patent Rules, 37 C.F.R. § 1.81 et seq., Applicant

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Assignee closely reviewed the drawings to determine what text could be excised without

departing from such rules.

As a result of Applicant Assignee's review, Figure 1 was revised to remove the

descriptive text on generally the right side of the Figure. No other text was removed as

Applicant Assignee believes that such text is necessary for better understanding the invention

and as such remaining descriptive legends are suitable and contain as few words as possible.

The Requirements set forth in the Notice of Incomplete Reply are believed to have been

met and the application is believed to be in condition for examining. Enclosed is a copy of the

Notice of Incomplete Reply as required by that same Notice.

No fees are believed to be necessary, and it is not believed that any additional fees are

due; however, in the event any additional fees are due, the Examiner is authorized to charge

Applicant's Attorney's Deposit Account No. 03-2030.

Respectfully submitted,

CISLO & THOMAS LLP

Date: May 13, 2002

Daniel M. Cislo

Reg. No. 32,973

Enclosures

Copy of PTO Notice Acknowledgment Postcard

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WASHINGTON, D.C. 20231

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/073,775

02/11/2002

Brett O'Brien

01-10257

25189 CISLO & THOMAS, LLP 233 WILSHIRE BLVD SUITE 900 SANTA MONICA, CA 90401-1211



CONFIRMATION NO. 4117
FORMALITIES LETTER
OC0000000080333376

Date Mailed: 05/06/2002

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

COPY OF PAPERS
ORIGINALLY FILED

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 04/16/2002 to the Notice to File Missing Parts (Notice) mailed 03/13/2002 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible (see 37 CFR 1.84(o));

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE